

1
2
3
4
5
6
7
8 **UNITED STATES DISTRICT COURT**
9 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
10

11 FELIPE SERRANO, AN) Case No.: CV12-05503 GAF (PLAx)
12 INDIVIDUAL,)
13) *Assigned to Hon. Gary A. Feess*
14 Plaintiff,)
15 vs.) **JUDGMENT OF DISMISSAL WITH**
16) **PREJUDICE**
17 BROOKS AMERICA MORTGAGE)
18 CORPORATION, NDEX WEST LLC,)
19 U.S. BANK NATIONAL)
20 ASSOCIATION AS TRUSTEE FOR)
21 ADJUSTABLE RATE MORTGAGE) **Hearing Date**
22 TRUST 2005-3, MORTGAGE) Date: August 20, 2012
23 ELECTRONIC REGISTRATION) Time: 9:30 a.m.
24 SYSTEM, aka "MERS" and Does 1) Ctrm: 740
25 THROUGH 20, INCLUSIVE)
26 Defendants.)
27)
28)

25 On August 23, 2012, the Honorable Gary A. Feess granted the Motion of
26 Defendants U.S. BANK N.A., AS TRUSTEE FOR ARMT 2005-3 ("U.S.
27 BANK") and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.
28 (erroneously sued as MORTGAGE ELECTRONIC REGISTRATION SYSTEM)

1 (“MERS”) (collectively “Defendants”) to Dismiss the Complaint of Plaintiff
2 FELIPE SERRANO (“Plaintiff”). The Court dismissed Plaintiff’s claims for “lack
3 of standing to foreclose,” fraud, intentional infliction of emotional distress,
4 slander of title, rescission, and declaratory relief with prejudice, and dismissed
5 Plaintiff’s TILA, RESPA, and quiet title claims with leave to amend as against
6 Defendants. Plaintiff was given until the close of business on Monday, September
7 10, 2012 to file an amended complaint.

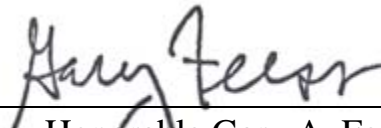
8 On September 24, 2012, after Plaintiff failed to file an amended complaint,
9 the Honorable Gary A. Feess dismissed Plaintiff’s TILA, RESPA, and quiet title
10 claims with prejudice as against Defendants.

11 This Court having dismissed Plaintiff’s claims as against Defendants U.S.
12 BANK and MERS, hereby enters judgment as follows:

13 **IT IS SO ORDERED AND ADJUDGED** that a Judgment of Dismissal
14 with Prejudice is entered in favor of Defendants U.S. BANK and MERS.

15
16 **IT IS SO ORDERED.**

17
18 Dated: October 13, 2012



Honorable Gary A. Feess
Judge of the District Court